

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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HARBINGER CAPITAL PARTNERS MASTER  
FUND I, LTD., ET AL.,

x

Plaintiffs,

07-CV-08139 (DC)

**AFFIDAVIT OF SERVICE**

*-against-*

WACHOVIA CAPITAL MARKETS, LLC D/B/A  
WACHOVIA SECURITIES, ET AL.,

Defendants.

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x

STATE OF NEW YORK     )  
                                  SS.:  
COUNTY OF NEW YORK    )

KEVIN KOHBERGER, being duly sworn, deposes and says, I am not a party to the action, am over 18 years of age, and am employed by the law firm of Dewey & LeBoeuf LLP.

On the 11th day of December, 2007, I caused the REPLY MEMORANDUM IN SUPPORT OF MOTION TO DISMISS OF WACHOVIA CAPITAL MARKETS, LLC AND SUPPLEMENTAL AFFIRMATION OF HARVEY KURZWEIL WITH EXHIBITS to be served via Federal Express Overnight Delivery to the parties listed below at their address designated for service of papers to:

Robert O. Lampl, Esq.  
960 Penn Avenue  
Suite 1200  
Pittsburgh, PA 15222

Robert Lynn  
3187 Route 711 South  
Ligonier, PA 15658



KEVIN KOHBERGER  
Lic. No. 1222809

Sworn to before me this  
11th day of December, 2007



NOTARY PUBLIC

**DEBRA K. SENIOR**  
**NOTARY PUBLIC, State of New York**  
**No. 01SE8174386**  
**Qualified in Dutchess County**  
**Certificate Filed in New York County**  
**Commission Expires September 17, 2011**